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10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 SAN FRANCISCO DIVISION

13 ESTATE OF DAVID BURKHART, ) No. C 07-5467 JCS  
14 Plaintiff, )  
15 v. )  
16 UNITED STATES DEPARTMENT OF )  
VETERANS AFFAIRS, )  
17 Defendant. )  
18

**DEFENDANT'S REQUEST FOR  
REASSIGNMENT TO A UNITED  
STATES DISTRICT COURT JUDGE  
FOR TRIAL AND DISPOSITION**

19 Defendant, by and through its undersigned counsel, specially appears<sup>1</sup> and hereby  
20 declines to consent to the assignment of this case to a United States Magistrate Judge for trial and  
21 disposition and hereby requests the reassignment of this case to a United States District Court  
22 Judge.

23 DATED: January 31, 2008 Respectfully submitted,

24 JOSEPH P. RUSSONIELLO  
United States Attorney

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26 By: /s/  
27 JENNIFER S WANG  
28 Assistant United States Attorney

1 Defendant does not waive its right to assert any jurisdictional issues related to this case.